

**United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007**

DEBRA ANN LIVINGSTON
CHIEF JUDGE

Date: January 04, 2021

Docket #: 20-4285

Short Title: State of California v. United States Department
of En

CATHERINE O'HAGAN WOLFE
CLERK OF COURT

Agency #: 85 Fed. Reg. 68723

Agency: Department of Energy

DOCKETING NOTICE

A petition for review filed by State of California et al., in the above referenced case was docketed today as 20-4285. This number must appear on all documents related to this case that are filed in this Court. For pro se parties the docket sheet with the caption page, and an Acknowledgment and Notice of Appearance Form are enclosed. In counseled cases the docket sheet is available on PACER. Counsel must access the Acknowledgment and Notice of Appearance Form from this Court's website <http://www.ca2.uscourts.gov>.

The form must be completed and returned within 14 days of the date of this notice. The form requires the following information:

YOUR CORRECT CONTACT INFORMATION: Review the party information on the docket sheet and note any incorrect information in writing on the Acknowledgment and Notice of Appearance Form.

The Court will contact one counsel per party or group of collectively represented parties when serving notice or issuing our order. Counsel must designate on the Acknowledgment and Notice of Appearance a lead attorney to accept all notices from this Court who, in turn will, be responsible for notifying any associated counsel.

CHANGE IN CONTACT INFORMATION: An attorney or pro se party who does not immediately notify the Court when contact information changes will not receive notices, documents and orders filed in the case.

An attorney and any pro se party who is permitted to file documents electronically in CM/ECF must notify the Court of a change to the user's mailing address, business address, telephone number, or e-mail. To update contact information, a Filing User must access PACER's Manage

My Appellate Filer Account, <https://www.pacer.gov/psco/cgi-bin/cmecf/ea-login.pl>. The Court's records will be updated within 1 business day of a user entering the change in PACER.

A pro se party who is not permitted to file documents electronically must notify the Court of a change in mailing address or telephone number by filing a letter with the Clerk of Court.

CAPTION: In an appeal, the Court uses the district court caption pursuant to FRAP 12(a), 32(a). For a petition for review or original proceeding the Court uses a caption pursuant to FRAP 15(a) or 21(a), respectively. Please review the caption carefully and promptly advise this Court of any improper or inaccurate designations in writing on the Acknowledgment and Notice of Appearance form. If a party has been terminated from the case the caption may reflect that change only if the district court judge ordered that the caption be amended.

APPELLATE DESIGNATIONS: Please review whether petitioner is listed correctly on the party listing page of the docket sheet and in the caption. If there is an error, please note on the Acknowledgment and Notice of Appearance Form. Timely submission of the Acknowledgment and Notice of Appearance Form will constitute compliance with the requirement to file a Representation Statement required by FRAP 12(b).

For additional information consult the Court's instructions posted on the website.

Inquiries regarding this case may be directed to 212-857-8503.

IN THE UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

**STATES OF CALIFORNIA, CONNECTICUT,
ILLINOIS, MAINE, MICHIGAN, MINNESOTA,
NEW JERSEY, NEW MEXICO, NEW YORK,
NEVADA, OREGON, VERMONT, and
WASHINGTON, COMMONWEALTH OF
MASSACHUSETTS, THE DISTRICT OF
COLUMBIA, and the CITY OF NEW YORK,**

Petitioners,

v.

**U.S. DEPARTMENT OF ENERGY and DAN
BROUILLETTE, Secretary, U.S. Department of
Energy,**

Respondents.

Docket No.

PETITION FOR REVIEW

Pursuant to Section 336(b)(1) of the Energy Policy and Conservation Act, 42 U.S.C. § 6306(b)(1), Section 10 of the Administrative Procedure Act, 5 U.S.C. § 702, and Rule 15 of the Federal Rules of Appellate Procedure, the States of California, Connecticut, Illinois, Maine, Michigan, Minnesota, New Jersey, New Mexico, New York, Nevada, Oregon, Vermont, and Washington; the Commonwealth of Massachusetts; the District of Columbia; and the City of New York hereby petition this Court for review of a final action taken by the respondents, published at 85 Fed. Reg. 68,723 (October 30, 2020), entitled “Energy Conservation Program for Appliance Standards: Establishment of a New Product Class for Residential Dishwashers.” A copy of the final rule is attached.

Dated: December 29, 2020

Respectfully Submitted,

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